



IP
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: John G. Babisch, et al.
Serial No.: 10/590,301
Filing Date: August 23, 2006
Title: Synergistic Anti-Inflammatory Pharmaceutical Compositions and Methods of Use
Confirmation No.: 7158
Art Unit: 1614
Docket No.: 068911-0169

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the U.S. Postal Service in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted (571) 273-8300 to the USPTO, on the date indicated below.

Date: August 28, 2007

Jacqueline Andreu
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Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
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TRANSMITTAL LETTER

Enclosed for filing in connection with the above-referenced patent application are the following documents:

- 1) Information Disclosure Statement (2 pages);
- 2) Information Disclosure Statement (Form 1449) (5 pages);
- 3) References cited in IDS (Form 1449) B1-B17 and C1-C60; and
- 4) Return Receipt Postcard.

There are no fees believed to be due with the filing of this Information Disclosure Statement. However, the commissioner is hereby authorized to charge any fees that may be required to our Deposit Account No. 50-1133.

Respectfully submitted,

McDermott Will & Emery LLP

Abbas *Royaee*

Date: August 28, 2007

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PATENT

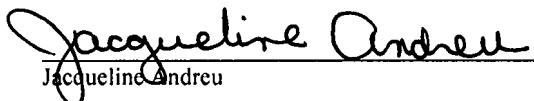
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Jacqueline Andreu

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

Applicants and their attorney are aware of the following publications and information, listed on the attached Form PTO-1449 Form, and in accordance with 37 C.F.R. §§ 1.56 and 1.97(b) hereby submit these publications for the Examiner's consideration. According to the United States Patent and Trademark Office OG Notices: 05 August 2003, copies of cited U.S. patents and U.S. patent application publications are waived and not submitted with this Statement. Enclosed are copies of foreign references B1-B17 and other references cited as C1-C60. This Statement is being filed before the receipt of a first Office Action on the merits for the above-referenced application.

This Statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, the Applicants understand that the Examiner will make an independent evaluation of the cited publications.

U.S. Application Serial No. 10/590,301

John G. Babisch, et al.

Filing Date: August 23, 2006

If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited document does not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

No additional costs are believed to be due in connection with the filing of this disclosure. However, please charge any necessary fees to our Deposit Account No. 50-1133.

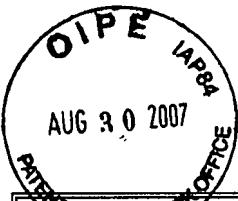
Respectfully submitted,

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SHEET 1 OF 5

INFORMATION DISCLOSURE CITATION IN AN APPLICATION (PTO-1449)					ATTY. DOCKET NO. 068911-0169	SERIAL NO 10/590,301
APPLICANT John G. Babisch, et al.						
FILING DATE August 23, 2006					GROUP 1614	
U.S. PATENT DOCUMENTS						
EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code ₂ (<i>if known</i>)		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	US	3,552,975	1/5/1971	Worden, et al.	
	A2	US	3,720,517	3/13/1973	Bavisotto, et al.	
	A3	US	3,932,603	6/13/1976	Haas	
	A4	US	3,933,919	1/20/1976	Wilkinson	
	A5	US	3,965,188	6/22/1976	Westermann, et al.	
	A6	US	4,123,561	10/31/1978	Grant	
	A7	US	4,133,903	1/9/1979	Thiele, et al.	
	A8	US	4,148,873	4/10/1979	Owades	
	A9	US	4,154,865	5/15/1979	Grant	
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	A11	US	4,401,684	8/30/1983	Versluys	
	A12	US	4,473,551	9/25/1984	Schinitsky	
	A13	US	4,554,170	11/19/1985	Panzer, et al.	
	A14	US	4,644,084	2/17/1987	Cowles, et al.	
	A15	US	4,692,280	9/8/1987	Spinelli	
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	A20	US	5,073,396	12/17/1991	Todd, Jr.	
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	A24	US	5,286,506	2/15/1994	Millis, et al.	
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	A33	US	6,129,907	2/1/2000	Sreenivasan, et al.	
EXAMINER					DATE CONSIDERED	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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FOREIGN PATENT DOCUMENTS						
EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Codes-Number & Kind Codes (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear	Translation
						Yes No
	B1	DE 19841615	3/16/2000	Mueller	Abstract	
	B2	DE 2212148	9/28/1972	GEN FOODS CORP	Abstract	
	B3	DE 3931147	3/28/1991	SOLONG NATURAL LTD	Abstract	
	B4	JP 07194351	8/1/1995	Nippon Zoki Pharm Co., Ltd.	Abstract	
	B5	JP 410025247	1/27/1998	ASAHI BREWERIES LTD	Abstract	
	B6	JP 10152428	6/9/1998	KANEBO LTD	Abstract	
	B7	JP 9067245	3/11/1997	Ashai Breweries, Ltd.	Abstract	
	B8	JP 04202138	7/22/1992	Asahi Breweries Ltd	Abstract	
	B9	JP 6312924	11/8/1994	Asahi Breweries Ltd	Abstract	
	B10	JP 363211219	9/2/1988	TAIYO KORYO KK	Abstract	
	B11	JP 8073369	3/19/1996	Kubo M		
	B12	RU 2045955	10/20/1995	Nikitina	Abstract	
	B13	SU 1247011	7/30/1986	SP K B KHIM N PROIZV OBEDINENI	Abstract	
	B14	WO 00/68356	11/16/2000	Yakima Chief, Inc.		
	B15	WO00/74696	12/14/2000	OXFORD NATURAL PRODUCTS PLC		
	B16	WO02/02582	1/10/2002	Deutsches		
	B17	WO99/44623	9/10/1999	NPS PHARMA INC		
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)						
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				
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	C1	"Information on arthrotrimtm product", downloaded from Internet 8/30/02.	
	C2	"Information on Zyflamend and Zyflamend PM", downloaded from Internet 8/30/02.	
	C3	"Information on Hops and Beer Flavours", downloaded from internet 02/15/2005	
	C4	Anto, et al. Pharm. Pharmacol. Comm. 4:103-106 (1998)	
	C5	Bermejo, et al. Rev. Esp. Enferm. Dig. 95: 621-624 and 625-628 (2003)	
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	C7	Byrne, et al. J. Chem. Soc. (c):2810 (1971)	
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	C23	Goldstein, et al. Am. J. Gastroenterol. 96:1019-1027 (2001)	
	C24	Halter, et al. Gut 49:443-453 (2001)	
	C25	Hamberg, et al. J. Bio. Chem. 246:6713-6721 (1971)	
	C26	Huang, et al. Cancer Res. 51:813-819 (1991)	
	C27	International Search Report for PCT/US02/19617	
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	C31	Kanematsu, et al. J Bone Miner Res 12(11):1789-1796 (1997)	
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	C51	Thomas m. Newmark and paul schulick, 'Beyond Aspirin nature's answer to arthritis, cancer & alzheimer's disease,' hohm press (2000) release 7; pp. 147-151, 248.	
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	C56	Wang, et al. Free Radical Biology & Medicine 27:612-616 (1999)	
	C57	Warner, et al. Proc Natl Acad Sci USA 96:7563-7568 (1999)	
	C58	Yamamoto, et al. Abstract - Prostaglandins & Other Lipid Mediators 59:1-235 (1999)	
	C59	Yamamoto, FEBS Letters 465:103-106 (2000)	
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